

State of Arizona
Senate
Forty-eighth Legislature
Second Regular Session
2008

Senate Engrossed
FILED
JANICE K. BREWER
SECRETARY OF STATE

CHAPTER 33

SENATE BILL 1473

AN ACT

AMENDING SECTIONS 28-6991 AND 28-7311, ARIZONA REVISED STATUTES; RELATING TO
LOGO SIGN PROGRAMS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 28-6991, Arizona Revised Statutes, is amended to
3 read:

4 28-6991. State highway fund; sources

5 A state highway fund is established that consists of:

6 1. Monies distributed from the Arizona highway user revenue fund
7 pursuant to chapter 18 of this title.

8 2. Monies appropriated by the legislature.

9 3. Monies received from donations for the construction, improvement or
10 maintenance of state highways or bridges. These monies shall be credited to
11 a special account and shall be spent only for the purpose indicated by the
12 donor.

13 4. Monies received from counties under cooperative agreements,
14 including proceeds from bond issues. The state treasurer shall deposit these
15 monies to the credit of the fund in a special account on delivery to the
16 treasurer of a concise written agreement between the department and the
17 county stating the purposes for which the monies are surrendered by the
18 county, and these monies shall be spent only as stated in the agreement.

19 5. Monies received from the United States under an act of Congress to
20 provide aid for the construction of rural post roads, but monies received on
21 projects for which the monies necessary to be provided by this state are
22 wholly derived from sources mentioned in paragraphs 2 and 3 of this section
23 shall be allotted by the department and deposited by the state treasurer in
24 the special account within the fund established for each project. On
25 completion of the project, on the satisfaction and discharge in full of all
26 obligations of any kind created and on request of the department, the
27 treasurer shall transfer the unexpended balance in the special account for
28 the project into the state highway fund, and the unexpended balance and any
29 further federal aid thereafter received on account of the project may be
30 spent under the general provisions of this title.

31 6. Monies in the custody of an officer or agent of this state from any
32 source that is to be used for the construction, improvement or maintenance of
33 state highways or bridges.

34 7. Monies deposited in the state general fund and arising from the
35 disposal of state personal property belonging to the department.

36 8. Receipts from the sale or disposal of any or all other property
37 held by the department and purchased with state highway monies.

38 9. Monies generated pursuant to section 28-410.

39 10. Monies distributed pursuant to section 28-5808, subsection B,
40 paragraph 2, subdivision (d).

41 11. Monies deposited pursuant to sections 28-1143, 28-2353 and 28-3003.

42 12. Except as provided in section 28-5101, the following monies:

43 (a) Monies deposited pursuant to section 28-2206 and section 28-5808,
44 subsection B, paragraph 2, subdivision (e).

1 (b) One dollar of each registration fee and one dollar of each title
2 fee collected pursuant to section 28-2003.

3 (c) Two dollars of each late registration penalty collected by the
4 director pursuant to section 28-2162.

5 (d) The air quality compliance fee collected pursuant to section
6 49-542.

7 (e) The special plate administration fees collected pursuant to
8 sections 28-2404, 28-2412 through 28-2428 and 28-2514.

9 (f) Monies collected pursuant to sections 28-372, 28-2155 and 28-2156
10 if the director is the registering officer.

11 13. Monies deposited pursuant to chapter 5, article 5 of this title.

12 14. Donations received pursuant to section 28-2269.

13 15. Dealer and registration monies collected pursuant to section
14 28-4304.

15 16. Abandoned vehicle administration monies deposited pursuant to
16 section 28-4804.

17 17. Monies deposited pursuant to section 28-710, subsection D,
18 paragraph 2.

19 18. MONIES DEPOSITED PURSUANT TO SECTION 28-7311.

20 Sec. 2. Section 28-7311, Arizona Revised Statutes, is amended to read:

21 28-7311. Logo sign programs; rules; definitions

22 A. The department may establish a logo sign program. Notwithstanding
23 sections 28-648, 28-7048 and 28-7053, as part of the program the department
24 may contract with a third party to install and maintain specific services
25 information signs, known as logo signs, on certain portions of the completed
26 interstate highway system in this state. The third party shall agree in the
27 contract to:

28 1. Furnish, install, maintain and replace signs for the benefit of
29 business advertisers who provide gas, food, lodging, TWENTY-FOUR HOUR
30 PHARMACY SERVICE, attraction and camping facilities for the general public.

31 2. Lease advertising space on the signs to operators of the facilities
32 prescribed in paragraph 1 of this subsection.

33 B. In addition to the program established in subsection A of this
34 section, the department may establish a rural logo sign program.
35 Notwithstanding sections 28-648, 28-7048 and 28-7053, as part of this program
36 the department may contract with a third party to install and maintain
37 specific services information signs, known as logo signs, on any class of
38 state highway, other than a segment of the interstate highway system, located
39 outside of an urbanized area with a population of one hundred thousand or
40 more persons. The third party shall agree in the contract to:

41 1. Furnish, install, maintain and replace signs for the benefit of
42 business advertisers that provide gas, food, lodging, TWENTY-FOUR HOUR
43 PHARMACY SERVICE, attraction and camping facilities for the general public.

44 2. Lease advertising space on the signs to operators of the facilities
45 prescribed in paragraph 1 of this subsection.

1 C. The department shall adopt rules to implement and operate the logo
2 sign programs. Costs incurred under the programs established by this section
3 shall be paid under agreements negotiated between the third party and the
4 business advertisers.

5 D. THE DEPARTMENT MAY ENTER INTO A REVENUE SHARING AGREEMENT WITH THE
6 THIRD PARTY. THE DEPARTMENT SHALL DEPOSIT, PURSUANT TO SECTIONS 35-146 AND
7 35-147, ALL MONIES RECEIVED FROM THE REVENUE SHARING AGREEMENT IN THE STATE
8 HIGHWAY FUND ESTABLISHED BY SECTION 28-6991.

9 ~~D.~~ E. For the purposes of this section:

10 1. "Population" means the population determined in the most recent
11 United States decennial census or in the most recent special census as
12 provided in section 28-6532.

13 2. "Urbanized area" means an urbanized area as defined in the
14 decennial census by the United States bureau of the census.

APPROVED BY THE GOVERNOR APRIL 14, 2008.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 14, 2008.